IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 1373 of 2005

For Approval and Signature:

HON'BLE MR.JUSTICE A.M.KAPADIA

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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RAMABHAI GANESHBHAI PRAJAPATI - Petitioner(s)

Versus

KAILASHBEN DAHYABHAI PRAJAPATI - Respondent(s)

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Appearance :

MR HASMUKH C PATEL for Petitioner No(s).: 1.

MR DAKSHESH MEHTA for Respondent No(s).: 1.

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CORAM : HON'BLE MR.JUSTICE A.M.KAPADIA

Date : 11/08/2005

ORAL JUDGMENT

Though there is efficacious alternative remedy by way of appeal against the impugned judgment and decree, the petitioner has filed this petition

invoking extra-ordinary provisions of writ jurisdiction under Article 226/227 of the Constitution of India. Therefore, this Court does not deem it expedient to entertain this petition and hence the same is rejected. Rule is discharged with no order as to costs.

(A.M. Kapadia, J.)

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(karan)